

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Robert G. Taub, Acting Chairman;
Nanci E. Langley, Vice Chairman;
Mark Acton; and
Tony Hammond

Competitive Product Prices
Global Expedited Package Services 3 (MC2010-28)
Negotiated Service Agreement

Docket No. CP2015-76

ORDER GRANTING MOTION FOR TEMPORARY RELIEF
AND APPROVING MODIFICATION ONE

(Issued June 15, 2016)

The negotiated service agreement in this proceeding (Existing Agreement) is set to expire June 15, 2016.¹ On June 14, 2016, the Postal Service filed a combined motion for temporary relief and notice of filing a modification (Modification One) to the Existing Agreement.² The combined filing seeks to extend the expiration date of the Existing Agreement to July 31, 2016, without making any other changes to the Existing Agreement. Motion at 1; *id.* Attachment 1 at 1.

¹ Order No. 2529, Order Approving Additional Global Expedited Package Services 3 Negotiated Service Agreement, June 4, 2015, at 7.

² Motion of the United States Postal Service for Temporary Relief and Notice of the United States Postal Service of Filing Modification to Global Expedited Package Services 3 Negotiated Service Agreement, June 14, 2016 (Motion). A redacted version of Modification One appears as Attachment 1 to the Motion. Motion at 1 n.2. The Postal Service filed an unredacted version of Modification One under seal and incorporated by reference a previous Application for Non-Public Treatment of Materials Filed Under Seal. *Id.*; see also Notice of United States Postal Service of Filing a Functionally Equivalent Global Expedited Package Services 3 Negotiated Service Agreement and Application for Non-Public Treatment of Materials Filed Under Seal, May 26, 2015, Attachment 4.

The Postal Service intends to initiate a new docket for a successor agreement to the Existing Agreement. Motion at 1. To maintain continuity of pricing and other terms, the Postal Service requests that the Commission grant a brief extension and keep the Existing Agreement on the Mail Classification Schedule until July 31, 2016. *Id.* at 2.

In Order No. 1523, the Commission directed the Postal Service to file motions for temporary relief at least one week before the contract expires to provide the Commission sufficient time for review.³ The Motion was filed on June 14, 2016, just one day before the Existing Agreement's expiration date. The Commission reiterates the importance of filing motions for temporary relief at least one week before the contract expires. Future motions for temporary relief should comply with this expectation as set forth in Order No. 1523.

The Commission grants the Motion and approves Modification One. The brief extension will not impair the ability of the Existing Agreement to comply with 39 U.S.C. § 3633, will avoid disruption in contract administration, and will not prejudice any person. Consequently, the Existing Agreement is modified to continue to July 31, 2016, unless terminated earlier pursuant to the terms of the agreement.

It is ordered:

1. The Motion of the United States Postal Service for Temporary Relief, filed June 14, 2016, is granted.
2. The Commission approves Modification One, filed by the Postal Service on June 14, 2016.

³ Docket No. CP2009-38, Order Granting Motion for Temporary Relief and Providing Guidance Regarding Future Motions for Temporary Relief, November 1, 2012, at 2 (Order No. 1523).

3. The Mail Classification Schedule will continue to list the Existing Agreement according to the terms set forth in Modification One.

By the Commission.

Stacy L. Ruble
Secretary